

FILED BY CLERK

MAY 16 2012

COURT OF APPEALS  
DIVISION TWO

IN THE COURT OF APPEALS  
STATE OF ARIZONA  
DIVISION TWO

THE STATE OF ARIZONA,	)	2 CA-CR 2011-0381
	)	DEPARTMENT B
Appellee,	)	
	)	<u>MEMORANDUM DECISION</u>
v.	)	Not for Publication
	)	Rule 111, Rules of
VICTOR STACY BROOKS,	)	the Supreme Court
	)	
Appellant.	)	
_____	)	

APPEAL FROM THE SUPERIOR COURT OF COCHISE COUNTY

Cause No. CR200900585

Honorable James L. Conlogue, Judge

AFFIRMED

Joel Larson, Cochise County Legal Defender  
By Thomas C. Holz

Bisbee  
Attorneys for Appellant

ESPINOSA, Judge.

¶1 Appellant Victor Brooks was convicted after a jury trial of transportation of marijuana for sale having a weight of two pounds or more. The trial court sentenced him to a presumptive five-year prison term. Counsel has filed a brief in compliance with *Anders v. California*, 386 U.S. 738 (1967), and *State v. Clark*, 196 Ariz. 530, 2 P.3d 89 (App. 1999), stating he has reviewed the record and has found no “arguable issues to

assert” on appeal. Counsel has asked us to search the record for reversible error. Brooks has not filed a supplemental brief.

¶2 Viewed in the light most favorable to sustaining the verdict, the evidence was sufficient to support the jury’s finding of guilt. *See State v. Tamplin*, 195 Ariz. 246, ¶ 2, 986 P.2d 914, 914 (App. 1999). The evidence presented at trial showed that, during an August 2009 traffic stop, police officers found in the vehicle Brooks had been driving several bales of marijuana having a combined weight of approximately 180 pounds. *See* A.R.S. § 13-3405(A)(4). Brooks’s sentence was within the prescribed statutory range and was imposed lawfully. *See* A.R.S. §§ 13-701; 13-702(D); 13-3405(B)(11).

¶3 Pursuant to our obligation under *Anders*, we have searched the record for fundamental, reversible error and have found none. Therefore, Brooks’s conviction and sentence are affirmed.

/s/ Philip G. Espinosa  
PHILIP G. ESPINOSA, Judge

CONCURRING:

/s/ Garye L. Vásquez  
GARYE L. VÁSQUEZ, Presiding Judge

/s/ Virginia C. Kelly  
VIRGINIA C. KELLY, Judge